

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE  
COMMISSION,

No. C 12-80109 WHA

Plaintiff,

**SECOND ORDER  
TO SHOW CAUSE**

v.

MACK OBIOHA, OFF SECURITIES FUNDS,  
LTD., and OFF HOLDINGS, LLC

Defendants.

An order to show cause issued on May 23, 2012, ordering defendants Mack Obioha, Off Securities Funds, LTD, and Off Holdings, LLC, to show cause why plaintiff Securities and Exchange Commission's motion to compel should not be granted for failure to oppose and ordering the Commission to file proof of service of the motion to compel on defendants. The Commission filed a certificate of service showing that it mailed via UPS for next day delivery, the motion to compel, accompanying declaration, order setting the hearing date, and clerk's notice rescheduling the hearing date on May 23, 2012, to Attorney James A. Trodden, who the Commission claims is authorized to accept service on behalf of defendants. The Commission then requested the order to show cause be vacated in light of the delay in serving defendants with the motion. The order to show cause was vacated and a new briefing schedule was set. The opposition brief was due June 14, 2012. None was filed.

Still, the docket does not reflect any appearance by defendants. However, the Commission did file a certificate of service of the "order vacating order to show cause and

1 setting briefing schedule,” showing that order was served on Attorney Trodden, who the  
2 Commission claims is authorized to receive service on behalf of defendants.

3 Defendants Mack Obioha, Off Securities Funds, LTD, and Off Holdings, LLC, are  
4 **ORDERED TO SHOW CAUSE** why the motion to compel should not be granted for failure to  
5 oppose. Defendants must file a written response by **JULY 3, 2012**. If no response is filed, the  
6 motion may be granted. The Commission is ordered to serve this order on defendants and file a  
7 proof of service.

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9 **IT IS SO ORDERED.**

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11 Dated: June 19, 2012.

  
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12 WILLIAM ALSUP  
13 UNITED STATES DISTRICT JUDGE  
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